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PART II—Section 4

Statutory Rules and Orders issued by the Ministry of Defence

MINISTRY OF DEFENCE

S.R.O. 176, dated 25th June, 1956.—In pursuance of clause (e) of rule 188 of the Army Rules, 1954, the Central Government hereby declares that it is necessary for officers of the Indian Navy and the Air Force to exercise command over persons subject to the Army Act, 1950 (XLVI of 1950), when they are serving with the Station Hygiene Organisation, Khadakvasla.

S. K. SARKAR, Dy. Secy.

S.R.O. 177, dated 27th June, 1956.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify that a vacancy has occurred in the Cantonment Board Agra by reason of the acceptance by the Central Government of the resignation of Major R. J. Solomon.

[No. 19/17/G/L&C/54/5070-D(C&L).]

S.R.O. 178, dated 27th June, 1956.—In pursuance of sub-section (7) of Section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify the nomination of Major S. T. Appachanna as a member of the Cantonment Board Agra *vice* Major R. J. Solomon resigned.

[No. 19/17/G/L&C/54/5070-D(C&L).]

S.R.O. 179, dated 27th June, 1956.—The following bye-laws for regulating traffic in Kasauli Cantonment framed by the Cantonment Board, Kasauli in exercise of the powers conferred by clause (4) of section 282 and section 283 of the Cantonments Act, 1924 (II of 1924) in supersession of the notification of the Government of India in the late Home Department (Military) No. 30353, dated the 2nd October, 1929, as subsequently amended from time to time are published for general information the same having been previously published, and also approved and confirmed by the Central Government as required by sub-section (1) of section 284 of the aforesaid Act.

BYELAWS FOR REGULATING TRAFFIC IN KASAU LI CANTONMENT

1. (a) No person less than eighteen years of age shall drive any motor vehicle and no person less than fifteen years of age shall drive a vehicle of any other description drawn by an animal or propelled by mechanical power.

(b) The provisions of this bye-law shall be without prejudice to the provisions of the Motor Vehicle Act, 1939 (IV of 1939) or rules made thereunder.

2. Every person driving, leading or propelling a vehicle and every person in charge of an animal, passing along any street shall except in a case of actual necessity

- (a) keep to the left when passing a vehicle or animal coming from the opposite direction; or
- (b) keep to the right when passing a vehicle or animal going in the same direction as himself;

3. On any street in the Cantonment:—

- (a) No horse or pony shall be ridden or driven at a speed faster than a trot; and no animal shall be ridden or driven in a rash or negligent manner; and
- (b) No vehicle shall be driven in a rash or negligent manner, and no motor vehicle shall be driven at a speed exceeding 15 miles per hour.

4. No vehicle or animal shall be left on a street without proper control or charge.

5. No animal shall be trained, broken in or led for exercise on any street at a time or place prohibited by a public notice issued by the Cantonment Board.

6. No person shall:

- (a) cause any vehicle, with or without an animal harnessed thereto, to remain or stand so as to cause obstruction in any street longer than may be necessary for loading or unloading or for taking up or setting down passengers; or
- (b) leave or fasten any vehicle or animal so as to cause obstruction in any street; or
- (c) load or unload any article, whether upon a stall or booth or in any other manner so as to cause obstruction in any street; or
- (d) in any other manner wilfully obstruct or cause obstruction to the free passage of any street.

7. For the purposes of proper regulation of traffic, the Cantonment Board may by public notice prohibit any of the following classes of traffic either absolutely, or during such hours or subject to such conditions, as may be notified by the Cantonment Board in this behalf on any particular road or street within the Cantonment limits specified in the public notice;—

- (i) Motor Lorries/trucks;
- (ii) Motor Cycles;
- (iii) Country carts;
- (iv) Bicycles;
- (v) Tongas;
- (vi) Horses out for practice;
- (vii) Laden animals;
- (viii) Drovers of animals;
- (ix) Hand carts.

8. No motor vehicle shall be brought in the Cantonment except on cart road and no motor vehicle shall proceed beyond the civil barrier unless a permit has been obtained in accordance with bye-law No. 9 provided that no permit shall be required for a motor ambulance van while actually carrying or proceeding to carry a patient.

9. (a) Applications for permits for vehicles to go beyond the civil barrier shall ordinarily be made to the Cantonment Executive Officer, Kasauli during working hours on working days at least 24 hours before they are required. In exceptional cases such applications may be entertained at any time without notice. The permits will be issued by the Cantonment Executive Officer after scrutinising the applications from all points of view including urgency and necessity, to the following:—

- (i) ex-residents on first arrival in station;
- (ii) ex-residents on final departure from the station;
- (iii) distinguished visitors;
- (iv) Government officials of the rank of District Officer and above or equivalent status while on duty;

(v) invalids;

(vi) organisers of entertainments for charitable purposes;

(b) All permits issued under clause (a) shall be subject to the following conditions:—

(i) No motor vehicle shall be driven beyond the Regimental Guard Room towards the Bazar;

(ii) No motor vehicle shall ply on the Upper or Lower Mall except while entering the Cantonment after crossing the barrier or while leaving the Cantonment;

(iii) No motor vehicle shall be parked on any road or roadside except for loading or unloading the baggage or for enabling the passengers to enter or leave the vehicle and no motor vehicle shall be allowed to be parked on any road or roadside for more than 2 hours except under the written permission of the Cantonment Executive Officer;

(iv) permits shall be valid only for the date for which they are issued and in case the same are not utilised the date may be changed by the Cantonment Executive Officer.

(v) Motor vehicles entering through the barrier after 8.0 p.m. on any day may be allowed to perform the return journey on the next day provided the same are not parked on any road or roadside.

(vi) The Cantonment Executive Officer may without prejudice to any other penalty provided by these laws order removal to the Car Park of any motor vehicle which is found contravening any of the foregoing conditions.

(c) Permanent permits may be issued to the Officer Commanding the Station, President Cantonment Board, Senior Executive Medical Officer, Director Central Research Institute, the Cantonment Executive Officer, Kasauli for use on duty.

(d) No permits shall be required for Government owned vehicles or vehicles belonging to the Cantonment Board.

(e) The following vehicles will be admitted from the tax through the Military barrier controlled by the O.C. Station Kasauli.

(i) All motor vehicles belonging to the Defence Department or the Central Research Institute, while on duty.

(ii) Vehicles of touring officers of the rank of Colonel and above and Civilian Officers of the Defence Department of equivalent status.

(iii) Vehicles of officers in whose favour permanent permits are issued in accordance with clause 8(c) of these bye-laws.

(iv) Ambulance cars while actually carrying or proceeding to carrying a patient;

(v) Vehicles of all military officers who are allotted garages beyond the barrier for the purpose of going to or from the garage but these cars shall not ply on Cantonment Fund Roads.

(f) All motor vehicles proceeding beyond the civil barriers shall be recorded in a register to be kept at such barriers.

10. No bicycle shall be ridden within the limits of the Cantonment unless it is provided with a bell and proper brakes nor shall a bicycle unless in working order be ridden by more than one person at a time.

11. No person in charge of a vehicle shall take his vehicle, or part of his vehicle, to any part of a street reserved for pedestrian or equestrians and no person leading an animal shall take such animal on to any footpath reserved for pedestrians.

12. No person driving a vehicle in a street shall, unless there be reasonable excuse for so doing, stop his vehicle at any place, except close to the edge of that part of such street as is intended for wheeled traffic.

13. No person shall take a cart loaded with bricks, kankers, earth, stones, metal or other loose material along any street, unless the cart is protected by boards on its sides, front and back, which shall be at least six inches higher than the surface level of the material in the cart,

14 When loading and unloading a cart in a street, the person incharge of the cart shall cause it to stand parallel to the footpath and close to the edge of the carriage way, or if there is no footpath, parallel and close to the edge of that part of the street which is reserved for wheel traffic.

15. Every rider or driver of a motor vehicle, traction or steam roller shall, when approaching a horse or other animal (whether led, driven, ridden or at large), which appears to be restive or likely to be frightened, thereby proceed with special caution and shall at once, if required to do so by the person, if any, incharge of such horse or other animal, slow down or stop the vehicle or engine altogether.

16. Any contravention of any of these bye-laws shall, on conviction by a Magistrate, be punishable with fine which may extend to one hundred rupees and, in the case of a continuing contravention with an additional fine which may extend to twenty rupees for every day during which such contravention continues after conviction for the first such contravention.

17. Nothing in these bye-laws shall affect any provisions of any law which imposes any tax on vehicles or any class of vehicles or of Punjab Government Notification No. 9239, dated the 26th March, 1924, relating to tax on bullock cart and tongas.

[No. 12/60/G/L&C/55/D(C&L).]

S.R.O. 180, dated 27th June 1956.—The following amendment to the bye-laws for the control and regulation of Mills in the Poona Cantonment, framed by the Cantonment Board, Poona, in exercise of the powers conferred by clause (17) of section 282 and section 283 of the Cantonments Act, 1924 (II of 1924) and published with the notification of the Government of India, in the Ministry of Defence No. S.R.O. 370, dated the 18th September, 1954, is published for general information, the same having been previously published, approved and confirmed by the Central Government, as required by sub-section (1) of section 284 of the said Act, namely:—

Amendment

In the said Bye-laws for the word "dynamo" wherever it occurs, the words "electric motor" shall be substituted.

[No. 12/50/G/L&C/54/D(C&L).]

S.R.O. 181, dated 27th June 1956.—The following amendment to the Regulations providing for the appointment of Committees and their constitution etc. made by the Cantonment Board, Mhow, in exercise of the powers conferred by clause (e) of sub-section (1) of section 44 of the Cantonments Act, 1924 (II of 1924), is hereby published under sub-section (3) of the said section for general information, the same having been approved by the Central Government as required by sub-section (2) of the said section, namely:—

In regulation 7 of the said Regulations, the words "and every member present" shall be omitted.

[No. 12/48/G/L&C/55/D(C&L).]

S.R.O. 182, dated 28th June 1956.—The following bye-laws for regulating the erection or re-erection of buildings within the limits of the Cantonment of Lebong framed under section 186 of the Cantonments Act, 1924 (II of 1924), are published for general information, the same having been previously published, approved and confirmed by the Central Government, as required by sub-section (1) of section 284 of the said Act, namely:—

BYE-LAWS FOR REGULATING THE ERECTION AND RE-ERECTION OF BUILDINGS WITHIN THE LIMITS OF THE CANTONMENT OF LEBONG

1. (i) Every person intending to erect or re-erect a building shall apply for sanction by giving notice in writing to the Executive Officer, under section 179 of the Cantonment Act, 1924 (II of 1924), on a form 'A' (Which can be obtained from the office of the Cantonment Board, Lebong, on payment of annas two only) appended to these bye-laws and shall at the same time submit in triplicate (one copy being on tracing cloth or linen and the other two copies in blue print or on tracing cloth) duly signed by him or by his agent, the following:—

(a) a site plan of the land on which it is intended to erect or re-erect the buildings;

- (b) a plan showing the elevation and cross section of the building which it is proposed to erect or re-erect together with a plan of the existing buildings, if any, showing all platforms, balconies and other projections, existing thereon; and
 - (c) the specifications detailed in form 'B' [which will be supplied free of cost with form 'A' referred to in clause (i) above], appended to these bye-laws.
- (ii) All new work shall be indicated on the plans in distinctive colour and a key to the colours used shall be given thereon as detailed below:—

Existing work—Not to be coloured.

Proposed work—in red.

Demolition work—in yellow.

2. The site plan shall be drawn to a scale of not less than 64" to 1 mile. The scale used shall be marked on the plan which shall clearly show:—

- (a) the direction of the North Point;
- (b) the boundaries of the site on which it is proposed to erect or re-erect the building;
- (c) the position and name of all adjacent streets, number of buildings, vacant land and drains with distances;
- (d) the line of frontage of adjoining buildings;
- (e) the alignment of drains showing the manner in which the roof and house-drainage and the surface drainage will be disposed of.

3. The building plan (including ground plan, section and elevation) shall be drawn to a scale of not less than eight feet to an inch, and shall show, *inter alia* the following:—

- (a) the external dimensions of the main building;
- (b) the ground floor, the first floor, any other floor, and the roof;
- (c) the position and dimensions of all projections beyond the main walls of the buildings;
- (d) the position of all proposed and existing drains, urinals, privies fire-places, kitchens, gutters and down spouts;
- (e) the dimensions of all rooms, and the position of all doors, windows, and ventilators in each room;
- (f) the materials to be used for the foundations, walls, floors and roofs;
- (g) the purposes for which it is intended to use the building.

4. Every person who erects or re-erects a building the whole or any part of which is intended or used for human habitation shall if so required, construct one or more privies in connection with or as a part of such buildings.

5. No latrine shall be constructed within 10 feet of a kitchen nor shall any latrine be permitted if the total area of the site is less than 200 square feet. The surface area of a latrine shall not be less than sixteen square feet and a latrine shall have no opening towards any street below six feet of a latrine floor, but it shall have an opening of at least 2 square feet directly upon the external air. In every other respect it shall conform to the pattern approved by the Cantonment Board under clause (b) of section 137 of the Cantonments Act, 1924 (II of 1924).

6. The outer covering of all pent roofs shall be made of tiles, iron sheets or other non-inflammable materials.

7. House drains through which waste or sullage water is intended to pass, shall be constructed of earthen glazed pipes, cement, concrete or other impervious material and shall be discharged into a covered soakage pit, which shall be constructed and maintained by the house owner or disposed of in a manner approved by the Executive Officer, Lebong Cantonment.

8. In the case of buildings consisting of more than one storey the height of each storey shall not be less than—

Ground Floor—12 feet.

First and subsequent floor; 10 feet and in case of a single storey the height shall not be less than 12 feet and shall not exceed the width of the road in front of a building and where no road exists, the maximum height shall not exceed 20 feet.

9. The number of storeys shall not, in any case, exceed three, and the aggregate height shall not exceed 45 feet except with special permission.

10. No balcony, verandah, chajja or other projection shall be allowed into a street which has a width of less than 25 feet at any point in front of the building.

11. Every building of more than one storey shall have width of stairs of not less than three feet to ensure safety in case of fire.

12. Every room in a building intended or used for human habitation shall be provided with sufficient ventilators and the minimum dimensions of every room shall be as under:—

Every living room shall have floor area of at least eight square feet and a width of eight feet. The height of every room having a pent roof, shall be at least eight feet and in the case of a room having a flat roof the height shall be at least ten feet.

13. The plinth of all buildings shall be at least one foot above the level of the ground and every wall of such building shall have a damp proof course of not less than one inch in thickness above the plinth level, which shall consist of cement, concrete or plaster.

14. In no case shall the height of a building be more than twice the width of the street on which it is to abut.

15. No erection of a building shall be permitted in the residential bungalow area outside the civil areas of Lebong as notified under section 43A of the Cantonments Act, 1924 (II of 1924), for purpose of shops, hotels, factories or workshops.

16. Every building shall be provided with metal cement concrete gutters and down pipes to take all the rain water which falls on its roof, chajjas or other projections. The gutters and down pipes shall be securely fixed and the latter shall discharge into the surface drain by an elbow piece, the outlet being not more than one foot above the level of the bed of the drain and discharging in the direction of the flow of the drain.

17. No well shall be permitted unless it is to be made in brick and lime cement into the lowest water level and properly covered with roof;

Provided that no well shall be permitted within 50 feet of a served privy or a urinal.

18. Where the plans submitted are in intelligible ambiguous, or are in contravention of these bye-laws, the Executive Officer may return such plans to the applicant giving his reasons in writing, and until a correct plan is submitted the applicant shall be deemed not to have given the notice required by section 179 of the Cantonments Act, 1924 (II of 1924).

19. A contravention of these bye-laws shall be punishable with fine which may extend to one hundred rupees and in the case of a continuing contravention with an additional fine of five rupees for every day during which such contravention continues after conviction for the first such contravention.

FORM 'A'

[See bye-law 1(i)]

Notice to erect or re-erect a building under section 179 of the Cantonments Act, 1924.

From,

To

The Executive Officer,
Lebong Cantonment.

Sir,

I hereby apply by giving notice under section 179 of the Cantonments Act, 1924, that I intend to erect/re-erect a building as specified in Form 'B' attached, situated in

The required plans and specifications in triplicate are attached.

Yours faithfully,

Address

Lebong Cantonment.

Dated.

Signature of Applicant.

FORM 'B'

[See bye-law 1(i) (c)]

Specifications of the proposed building

1. In the case of erection/re-erection of an entire building or a considerable portion thereof:—

- (a) Number of the house or site.
- (b) Survey No.
- (c) Classification of land.
- (d) Name of locality.
- (e) The purpose for which the building is intended to be used.
- (f) The number of storeys of which the building will consist.
- (g) The materials to be used in the construction of the building:—
 - (1) Foundations.
 - (2) Plinth.
 - (3) Superstructure walls.
 - (4) Doors and Windows.
 - (5) Floors.
 - (6) Roof.
 - (7) Ceiling.
 - (8) Pointing or plastering.
- (h) The number of latrines to be provided.

2. In case of alterations and additions:—

- (a) Number of house, if any.
- (b) Survey Number.
- (c) Classification of land.
- (d) Name of locality.
- (e) A brief description of the alterations or additions proposed.
- (f) The materials to be used for such alterations or additions:—
 - (1) Foundations.
 - (2) Plinth.
 - (3) Superstructure walls.
 - (4) Doors and windows.
 - (5) Floors.
 - (6) Roof.
 - (7) Ceiling.
 - (8) Pointing and plastering.

Lebong Cantonment.

Dated.

Applicant.

S.R.O. 183, dated 28th June 1956.—The following further amendments to the bye-laws for regulating the collection and recovery of Octroi (without refunds) in the Ferozepore Cantonment, published with the notification of the Government of India, in the late Defence Department No. 506, dated the 25th March, 1950, made by the Cantonment Board, Ferozepore, in exercise of the powers conferred by sub-section (3) of section 282 and section 283 of the Cantonments Act, 1924 (II of 1924), are hereby published for general information, the same having been previously published and having been approved and confirmed by the Central

Government, as required by sub-section (1) of section 284 of the said Act, namely:—

Amendments

In clause (2) of bye-law 27 of the said bye-laws—

- (i) in the penultimate sentence, for the words “date of the deposit” the words “date of the export” shall be substituted;
- (ii) for the last sentence, the following sentence shall be substituted, namely:—

“The Officer-in-charge of the import barrier shall hand over such cash deposits to the Head Octroi Office Cashier, who shall retain them in hand for one month after the date of export and thereafter any unclaimed cash deposit shall be credited to the Cantonment Fund”.

R. M. CHAKRAVARTY, Under Secy.